

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277
Takao INOUE, et al. : Confirmation Number: 1697
Application No.: 10/801,655 : Group Art Unit: 1745
Filed: March 17, 2004 : Examiner: Monique M. Wills
:
For: NON-AQUEOUS ELECTROLYTE SECONDARY BATTERY, POSITIVE ELECTRODE ACTIVE MATERIAL AND METHOD OF MANUFACTURING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

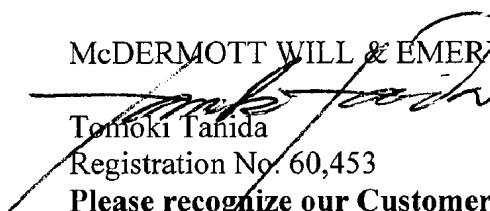
Sir:

Noting the Office Action of June 28, 2007 wherein restriction has been required, Applicant hereby elects Group I (claims 1-12) for prosecution in the above-identified application.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP


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Registration No. 60,453

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Date: July 23, 2007